

162739

(Erratum)

Order 2002-3-21



**UNITED STATES OF AMERICA
DEPARTMENT OF TRANSPORTATION
OFFICE OF THE SECRETARY
WASHINGTON, D.C.**

Served: April 11, 2002

Issued by the Department of Transportation
on the 22nd of March, 2002

Application of

AMERIJET INTERNATIONAL, INC.

Docket OST-01-11251

for a disclaimer of jurisdiction and reissuance of certificates or,
alternatively, approval of the transfer of certificates under 49
U.S.C. 41105

**ORDER DISCLAIMING JURISDICTION
AND REISSUING AND CANCELLING CERTIFICATES**

Erratum

In issuing Order 2002-3-21, we inadvertently failed to list in footnote 6 certain exemption authority granted previously to Amerijet International, Inc. (Amerijet) that was to be reissued to the reincorporated Amerijet. Moreover, we inadvertently failed to include Haiti on the reissued foreign scheduled cargo certificate for Route 597.

Therefore, footnote 6 to Order 2002-3-21 is changed to read:

⁶ In addition, we consider the following exemption authority previously granted to Amerijet International, Inc., to be reissued to the reincorporated Amerijet International, Inc.: (1) exemption to provide foreign scheduled cargo air transportation between Miami/Ft. Lauderdale, Florida, on the one hand, and the Turks and Caicos Islands, on the other (Notice of Action Taken dated March 7, 2001, Docket OST-97-2183); (2) exemption to provide foreign scheduled cargo air transportation between Miami/Ft. Lauderdale, on the one hand, and Caracas, Maracaibo, and Valencia, Venezuela, on the other (Notice of Action Taken dated May 31, 2000, Docket OST-95-557); (3) exemption to provide foreign scheduled cargo air transportation between Miami and Panama City (Notice of Action Taken dated December 21, 2000, Docket OST-96-1046) and (4) exemption to provide foreign scheduled cargo air transportation between Ft. Lauderdale, on the one hand, and Cancun, Guadalajara, Merida, and Mexico City, Mexico, on the other; and between Ft. Lauderdale and Panama City (Notice of Action Taken dated May 31, 2000, Docket OST-98-3383).

The foreign scheduled cargo certificate for Route 597 is reissued in the attached form to include Haiti.

By:

RANDALL D. BENNETT
Director
Office of Aviation Analysis

(SEAL)

Dated:

*An electronic version of this document is available on the World Wide Web at:
<http://dms.dot.gov>*



Certificate of Public Convenience and Necessity
for
Foreign Air Transportation

Route 597
(as reissued)

This Certifies That

AMERIJET INTERNATIONAL, INC.

is authorized, subject to the provisions of Subtitle VII of Title 49 of the United States Code, the orders, rules, and regulations issued thereunder, and the attached Terms, Conditions, and Limitations, to engage in foreign air transportation of property and mail.

This certificate is not transferable without the approval of the Department of Transportation.

By Direction of the Secretary

*Issued by Order 2002-3-21
On March 22, 2002
Effective on December 31, 2001*

*Randall D. Bennett
Director
Office of Aviation Analysis*



Terms, Conditions, and Limitations
For Route 597

AMERIJET INTERNATIONAL, INC.

is authorized to engage in foreign air transportation of property and mail between any point or points in the United States and:

<i>Algeria</i>	<i>Guadeloupe</i>	<i>South Korea</i>
<i>Anguilla</i>	<i>Haiti</i>	<i>Spain</i>
<i>Antigua</i>	<i>Honduras</i>	<i>Sri Lanka</i>
<i>and Barbuda</i>	<i>Hong Kong</i>	<i>Surinam</i>
<i>Aruba</i>	<i>India</i>	<i>Sweden</i>
<i>Australia</i>	<i>Indonesia</i>	<i>Switzerland</i>
<i>Austria</i>	<i>Shannon, Ireland</i>	<i>Taiwan</i>
<i>Bahamas</i>	<i>Tel Aviv, Israel</i>	<i>Thailand</i>
<i>Bahrain</i>	<i>Jamaica</i>	<i>Trinidad and Tobago</i>
<i>Barbados</i>	<i>Kenya</i>	<i>Tunisia</i>
<i>Belgium</i>	<i>Liberia</i>	<i>Turkey</i>
<i>Belize</i>	<i>Luxembourg</i>	<i>United Arab Emirates</i>
<i>Bermuda</i>	<i>Malaysia</i>	<i>United Kingdom</i>
<i>Bolivia</i>	<i>Martinique</i>	<i>Yugoslavia</i>
<i>Chile</i>	<i>Montserrat</i>	<i>Zimbabwe</i>
<i>Colombia</i>	<i>Morocco</i>	
<i>Costa Rica</i>	<i>The Netherlands</i>	
<i>Dakar, Senegal</i>	<i>Netherlands Antilles</i>	
<i>Denmark</i>	<i>New Zealand</i>	
<i>Dominica</i>	<i>Nigeria</i>	
<i>Dominican Republic</i>	<i>Norway</i>	
<i>Egypt</i>	<i>Oman</i>	
<i>El Salvador</i>	<i>Pakistan</i>	
<i>Federal Republic</i>	<i>Paraguay</i>	
<i>of Germany</i>	<i>Portugal</i>	
<i>Finland</i>	<i>Romania</i>	
<i>France</i>	<i>St. Kitts and Nevis</i>	
<i>Grenada</i>	<i>St. Lucia</i>	
<i>Guatemala</i>	<i>St. Vincent</i>	
<i>Guyana</i>	<i>Singapore</i>	

**This certificate is being reissued to reflect a corporate reorganization and to reflect the format currently used for such certificates.*

This authority is subject to the following provisions:

- (1) The holder shall at all times conduct its operations in accordance with the regulations prescribed by the Department of Transportation for the services authorized by this certificate, and with such other reasonable terms, conditions, and limitations as the Department of Transportation may prescribe in the public interest.*
- (2) The holder is not authorized to carry passengers (other than cargo attendants accompanying freight shipments).*
- (3) The holder shall at all times conduct its operations in accordance with all treaties and agreements between the United States and other countries, and the exercise of the privileges granted by this certificate is subject to compliance with such treaties and agreements and with any order of the Department of Transportation issued under them. To the extent that the holder has authority to serve more than one country or points in more than one country on the same route segment, that authority does not confer upon the holder any additional rights (including fifth-freedom intermediate and/or beyond rights) in limited-entry markets unless the Department has completed any necessary carrier selection procedures to determine which carrier(s) should be authorized to exercise such rights and has notified the foreign country(ies) involved that any such selected carrier(s) has the required authority. In such cases, the fact that the carrier may hold authority to serve the countries (points) at issue on the same segment will not be considered as providing any preference to the holder in a carrier selection proceeding.*
- (4) The exercise of the authority granted here is subject to the holder's first obtaining from the appropriate foreign governments such operating rights as may be necessary.*
- (5) The holder's authority under this certificate is effective only to the extent that such operations are also authorized by the Federal Aviation Administration (FAA), and comply with all Department of Transportation requirements concerning security.*
- (6) The holder shall at all times remain a "Citizen of the United States" as required by 49 U.S.C. 40102(a)(15).*
- (7) The holder shall maintain in effect liability insurance coverage as required under 14 CFR Part 205. Failure to maintain such insurance coverage will render a certificate ineffective, and this or other failure to comply with the provisions of Subtitle VII of Title 49 of the United States Code or the Department's regulations shall be sufficient grounds to revoke this certificate.*
- (8) Should the holder propose any substantial changes in its ownership, management, or operations (as that term is defined in 14 CFR 204.2(l)), it must first comply with the requirements of 14 CFR 204.5.*
- (9) In the event that the holder ceases all operations for which it was found "fit, willing, and able," its authority under this certificate shall be suspended under the terms of 14 CFR*

204.7 and the holder may neither recommence nor advertise such operations unless its fitness to do so has been redetermined by the Department. Moreover, if the holder does not resume operations within one year of its cessation, its authority shall be revoked for dormancy.

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